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On August 12, 2003
TOWNSEND and TOWNSEND and CREW LLP

By: Mark T. Davis

PATENT
Attorney Docket No.: 015662-002100US

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FINANCE SECTION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

John Lim, John N. Shell, and Jeny
Louie-Helm

Application No.: 10/623,481

Filed: July 18, 2003

For: DUAL DRUG DOSAGE FORMS
WITH IMPROVED SEPARATION OF
DRUGS

Examiner: Not Yet Assigned

Art Unit: Not Yet Assigned

INFORMATION DISCLOSURE
STATEMENT UNDER 37 CFR §1.97 and
§1.98

Commissioner for Patents
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Sir:

The references cited on attached form PTO/SB/08A and PTO/SB/08B are being called to the attention of the Examiner. In accordance with 37 CFR §1.98(d), copies of the references can be found in Application No. 10/066,146, filed February 1, 2002 (Attorney Docket No. 015662-002000US). It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.


As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no

representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

Applicant believes that no fee is required for submission of this statement.

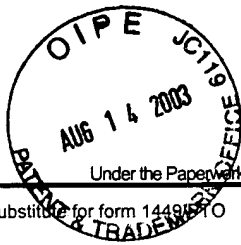
However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,



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Page

1

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|------------------------|--------------------|
| Application Number | 10/623,481 |
| Filing Date | July 18, 2003 |
| First Named Inventor | Lim, Jong, et. al. |
| Art Unit | Not Yet Assigned |
| Examiner Name | Not Yet Assigned |
| Attorney Docket Number | 015662-002100US |

U.S. PATENT DOCUMENTS

| Examiner | Cite No. ¹ | Document Number | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
|----------|-----------------------|--|--------------------------------|--|---|
| | | Number Kind Code ² (if known) | | | |
| | AA | US-4,024,175 | 05/17/1977 | Satzinger et al. | |
| | AB | US-4,292,299 | 09/29/1981 | Suzuki et al. | |
| | AC | US-4,786,503 | 11/22/1988 | Edgren et al. | |
| | AD | US-4,894,476 | 01/16/1990 | Butler et al. | |
| | AE | US-5,085,865 | 02/04/1992 | Nayak | |
| | AF | US-5,162,117 | 11/10/1992 | Stupak et al. | |
| | AG | US-5,549,913 | 08/27/1996 | Colombo et al. | |
| | AH | US-5,681,583 | 10/28/1997 | Conte et al. | |
| | AI | US-5,780,057 | 07/14/1998 | Conte et al. | |
| | AJ | US-5,837,379 | 11/17/1998 | Chen et al. | |
| | AK | US-5,861,173 | 01/19/1999 | Nishioka et al. | |
| | AL | US-5,922,769 | 07/13/1999 | Barelli et al. | |
| | AM | US-5,972,389 | 10/26/1999 | Shell et al. | |
| | AN | US-6,011,049 | 01/04/2000 | Whitcomb | |
| | AO | US-6,054,482 | 04/25/2000 | Augart et al. | |
| | AP | US-6,056,977 | 05/02/2000 | Bhagwat et al. | |
| | AQ | US-6,099,862 | 08/08/2000 | Chen et al. | |
| | AR | US-6,126,969 | 10/03/2000 | Shah et al. | |
| | AS | US-6,153,632 | 11/28/2000 | Rieveley | |
| | AT | US-6,171,618 B1 | 01-09-2001 | Johnson et al. | |
| | AU | US-6,183,777 B1 | 02/06/2001 | Chen et al. | |
| | AV | US-6,183,778 B1 | 02/06/2001 | Conte et al. | |
| | AW | US-6,194,000 B1 | 02/27/2001 | Smith et al. | |
| | AX | US-6,211,205 B1 | 04/03/2001 | Ikeda et al. | |
| | AY | US-6,270,797 B1 | 08/07/2001 | Gidwani et al. | |
| | AZ | US-6,294,690 B1 | 09/25/2001 | Deering et al. | |
| | BA | US-2001/0018070 A1 | 08/30/2001 | Shell et al. | |
| | BB | US-2001/0036478 A1 | 11/01/2001 | Adjei et al. | |
| | BC | US-6,372,255 B1 | 04/16/2002 | Saslowski et al. | |

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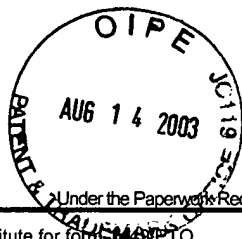
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2

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FOREIGN PATENT DOCUMENTS

| Examiner Initials* | Cite No. ¹ | Foreign Patent Document | | | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | T ⁶ |
|-----------------------|--------------------------|---------------------------|---------------------|-----------------------------------|--------------------------------|---|--|--------------------------|
| | | Country Code ³ | Number ⁴ | Kind Code ⁵ (if known) | | | | |
| | BD | PCT | 00/23045 | | 04/27/2000 | | | <input type="checkbox"/> |
| | BE | EP | 0795324 | A2 | 09/17/1997 | | | <input type="checkbox"/> |
| | BF | EP | 0598309 | B1 | 01/28/1998 | | | <input type="checkbox"/> |
| | BG | GB | 1 330 829 | | 09-19-1973 | | | <input type="checkbox"/> |

NON PATENT LITERATURE DOCUMENTS

| Examiner Initials * | Cite No. ¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T ² |
|------------------------|--------------------------|---|----------------|
| | BH | LEE, B., "Controlled release of dual drug-loaded hydroxypropyl methylcellulose matrix tablet using drug-containing polymeric coatings" <i>International Journal of Pharmaceutics</i> 188, pp. 71-80, (1999). | |
| | BI | BAICHWAL, A. and NEVILLE, D.A. "Culturing Innovation and Enhancing Medications Using Oral Drug Delivery," <i>Drug Delivery Technology</i> May 2002, pp. 65-68, Vol. 2, No. 3. | |
| | BJ | Halsas et al., <i>S.T.P. Pharma Sciences</i> 8:3: 155-161 (1998). | |
| | BK | Sirkia et al., <i>S.T.P. Pharma Sciences</i> 3:6: 453-458 (1993). | |
| | BL | Sirkia et al., <i>International Journal of Pharmaceutics</i> 107: 179-187 (1994). | |
| | BM | Sirkia et al., <i>European Journal of Pharmaceutical Sciences</i> 1: 195-201 (1994). | |

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